

FINAL STATEMENT OF REASONS

a) Specific Purpose of the Regulations and Factual Basis for Determination that Regulations Are Necessary

The Fiscal Year 2011-12 Budget Trailer Bill, Senate Bill (SB) 70, adds language to the Education Code that lowers the income eligibility limits to 70 percent of the State Median Income (SMI). SB 70 continues language eliminating the family fee for current CalWORKs recipients.

The following proposed regulation changes are necessary in order for the CalWORKs Stage One Child Care program regulations to remain consistent with statute.

Section 47-230.2

Specific Purpose

The number 75 was stricken from the language and replaced with the number 70 to indicate that a Former CalWORKs client is eligible for Stage One child care services if their monthly income does not exceed 70 percent of the State Medium Income.

Factual Basis:

The change is necessary for CalWORKs Stage One child care regulations to remain consistent with Education Code Section 8263.1(a).

Section 47-230.21 Handbook

Specific Purpose

The number 75 was stricken from the language and replaced with the number 70 to indicate that "income eligible" means a family's adjusted monthly income is at or below 70 percent of the State Medium Income.

Factual Basis:

The change is necessary for CalWORKs Stage One child care regulations to remain consistent with Education Code Section 8263.1(a).

Section 47-240.2

Specific Purpose:

This section is amended to ensure that CalWORKs cash aid recipients are not charged with a family fee for Stage One child care services.

Factual Basis:

This requirement is necessary to comply with Education Code Section 8447(g), which states the family fee requirement no longer applies to families receiving CalWORKs cash aid.

Section 47-401.713

Specific Purpose:

This section is amended to ensure that CalWORKs cash aid recipients are not charged with a family fee for Stage One child care services.

Factual Basis:

This requirement is necessary to comply with Education Code Section 8447(g), which states the family fee requirement no longer applies to families receiving CalWORKs cash aid.

Section 47-401.714

Specific Purpose/Factual Basis

This section has been renumbered for formatting purposes to maintain consistency and clarity.

b) Identification of Documents Upon Which Department Is Relying

- (1) 2008 Assembly Bill 1279
- (2) 2011 Senate Bill 70
- (3) Education Code Section 8263.1(a)
- (4) Education Code Section 8447(g)

c) Local Mandate Statement

These regulations do not impose a mandate on local agencies or school districts. There are no state-mandated local costs in these regulations which require state reimbursement under Section 17500 et seq. of the Government Code.

d) Statement of Alternatives Considered

The CDSS has made a determination that no reasonable alternative considered or that has otherwise been identified and brought to the attention of CDSS would be more effective in carrying out the purpose for which the regulations are proposed or would be as effective and less burdensome to affected private persons than the proposed action.

e) Statement of Significant Adverse Economic Impact On Business

The CDSS has made a determination that the proposed action will not have a significant, statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

f) Testimony and Response

These regulations were considered as Item #1 at the public hearing held on December 14, 2011, in Sacramento, California. No testimony was received during the 45-day comment period from October 21, 2011, to 5:00 p.m. December 14, 2011.

g) 15-Day Renotice

The CDSS did not renote these regulations because no changes requiring renote were made to the regulations following the public hearing.